

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

HERAND ABCARIAN, M.D., F.A.C.S., Plaintiff,	)	
	)	
v.	)	
	)	
TIMOTHY MCDONALD, M.D., J.D., PATRICIA	)	Case No. 08 CV 3843
KALE, WILLIAM H. CHAMBERLIN, JR., M.D.,	)	
NIKKI CENTOMANI, STUART ALLEN,	)	Honorable Samuel Der-Yeghiayan
BARBARA MCCOLGIN, CHRIS J. MOLLET, ESQ.,	)	
THOMAS R. BEARROWS, ESQ., CHRISTINE	)	
FLANINGAM, MICHAEL TRUCCO, ESQ., and	)	
THE BOARD OF TRUSTEES OF THE	)	
UNIVERSITY OF ILLINOIS, Defendants.	)	

**NOTICE OF MOTION**

To: Joseph Michael O'Callaghan Ashley Lyles O'Callaghan & Colleagues, P.C. 208 West Washington, Suite 2301 Chicago, Illinois 60606 <i>Attorneys for Plaintiff Herand Abcarian</i>	John J. Duffy Michael J. Borree Edward E. Fu Donohue Brown Mathewson & Smyth LLC 140 South Dearborn, Suite 800 Chicago, Illinois 60603 <i>Attorneys for Defendant Michael Trucco</i>
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PLEASE TAKE NOTICE that on **Thursday, September 11, 2008, at 9:00 a.m.**, or as soon thereafter as counsel may be heard, we will appear before the Honorable Samuel Der-Yeghiayan in Room 1903, Dirksen Federal Building, 219 South Dearborn, Chicago, Illinois 60604, and present (1) **U of I Defendants' Motion to Dismiss the Complaint** and

(2) **Memorandum in Support of the U of I Defendants' Motion to Dismiss the Complaint**,  
copies of which are attached and hereby served upon you.

Dated: September 5, 2008

Respectfully submitted,

**Defendants Timothy McDonald, M.D.,  
J.D., Patricia Kale, William H.  
Chamberlin, Jr., M.D., Nikki Centomani,  
Stuart Allen, Barbara McColgin, Chris J.  
Mollet, Esq., Thomas R. Bearrows, Esq.,  
Christine Flaningam, and the Board of  
Trustees of the University of Illinois**

By: s/ William D. Heinz  
One of their attorneys

William D. Heinz  
Richard P. Steinken  
Monica R. Pinciak-Madden  
Jenner & Block LLP  
330 North Wabash  
Chicago, Illinois 60611  
312-222-9350

**CERTIFICATE OF SERVICE**

I, William D. Heinz, an attorney for the U of I Defendants, certify that on September 5, 2008, copies of the foregoing **Notice of Motion**, the **U of I Defendants' Motion to Dismiss the Complaint**, and **Memorandum in Support of the U of I Defendants' Motion to Dismiss the Complaint**, were filed with the Court by means of the Court's CM/ECF system, which will send notification of such filings to the following counsel at their email address on file with the Court:

Joseph Michael O'Callaghan  
Ashley Lyles  
O'Callaghan & Colleagues, P.C.  
208 West Washington, Suite 2301  
Chicago, Illinois 60606  
*Attorneys for Plaintiff Herand Abcarian*

John J. Duffy  
Michael J. Borree  
Edward E. Fu  
Donohue Brown Mathewson & Smyth LLC  
140 South Dearborn, Suite 800  
Chicago, Illinois 60603  
*Attorneys for Defendant Michael Trucco*

s/ William D. Heinz

Jenner & Block LLP  
330 North Wabash  
Chicago, Illinois 60611  
312-222-9350